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MINISTRY OF LAW

New Delhi, the 1st November, 1951

The following Acts of Parliament received the assent of the President on the 31st October, 1951 and are hereby published for general information:—

THE REPRESENTATION OF THE PEOPLE (SECOND AMENDMENT) ACT, 1951

No. LXVII of 1951

An Act further to amend the Representation of the People Act, 1950 and the Representation of the People Act, 1951.

[31st October, 1951]

Be it enacted by Parliament as follows:—

PART I.—PRELIMINARY

1. Short title.—This Act may be called the Representation of the People (Second Amendment) Act, 1951.

PART II

AMENDMENT OF ACT XLIII OF 1950

2. Amendment of section 2, Act XLIII of 1950.—In section 2 of the Representation of the People Act, 1950 (hereinafter in this Part referred to as the principal Act), after clause (f) the following clause shall be inserted, namely:—

“(ff) ‘Part B tribal areas’ means the tribal areas of Assam specified in Part B of the table appended to paragraph 20 of the Sixth Schedule to the Constitution;”.

3. Amendment of section 3, Act XLIII of 1950.—In sub-section (2) of section 3 of the principal Act,—

(a) after the words “to each State” the words “and the areas” shall be inserted;

(b) after the words “opposite to that State” the words “and those areas respectively” shall be added.

4. Amendment of section 4, Act XLIII of 1950.—In sub-section (1) of section 4 of the principal Act, for the words “and to the Andaman and Nicobar Islands” the words “, to the Andaman and Nicobar Islands and to the Part B tribal areas” shall be substituted.

5. Amendment of the First Schedule, Act XLIII of 1950.—In the First Schedule to the principal Act,—

(a) in the heading to column 1, after the words “Name of State” the words “or areas” shall be inserted;

(b) in columns 1 and 2, after the entries under the sub-heading “Part C States” the following sub-heading and entries shall be inserted, namely:—

“1

Areas

12. Part B tribal areas.

(c) in column 2, for the figures “496” the figures “497” shall be substituted.

6. Amendment of the Sixth Schedule, Act XLIII of 1950.—In the Sixth Schedule to the principal Act, under the sub-heading “Himachal Pradesh”—

(a) the entry “8. Besi” shall be omitted;

(b) entries 9 to 15 shall be renumbered as entries 8 to 14, respectively;

(c) after entry 14 as so renumbered, the following entry shall be inserted, namely:—

“15. Hesi.”

7. Amendment of the Seventh Schedule, Act XLIII of 1950.—In the Seventh Schedule to the principal Act, for the entries 1 to 10 under the sub-heading “Vindhya Pradesh”, the following entries shall be substituted, namely:—

“1. Agariya	8. Kamar
2. Baiga	9. Khairwar
3. Bedia	10. Majhi
4. Bhil	11. Mawasi
5. Bhumiya	12. Panika
6. Biar (Biyar)	13. Pao
7. Gond	14. Sonr.”

PART III

AMENDMENT OF ACT XLIII OF 1951

8. Amendment of section 4, Act XLIII of 1951.—In section 4 of the Representation of the People Act, 1951 (hereinafter in this Part referred to as the principal Act), for the words “or to the Andaman and Nicobar Islands” the words “, to the Andaman and Nicobar Islands or to the Part B tribal areas” shall be substituted.

9. Amendment of section 39, Act XLIII of 1951.—In sub-section (2) of section 39 of the principal Act, after the words and figures “under section 12 or section 18” the words “or under any of the provisions of this Part” shall be inserted.

10. Amendment of section 58, Act XLIII of 1951.—In section 58 of the principal Act—

(a) to sub-section (1), the following proviso shall be added, namely:—

Provided that where a polling station has more than one polling booth and any such ballot box as aforesaid was used at one of such polling booths, the election to which such ballot box relates shall be void only in respect of the polling at the polling booth at which such box was used and no further; ;

(b) in sub-section (2)—

(i) after the words “at the place fixed for the poll” the words “or at any polling booth” shall be inserted,

(ii) after the words “or in such place fixed for the poll” the words “or in such polling booth, as the case may be” shall be inserted;

(c) in sub-section (3), after the words “place fixed for the poll” the words “or in such polling booth” shall be inserted

THE PARLIAMENT PREVENTION OF DISQUALIFICATION ACT, 1951

No. LXVIII OF 1951

An Act to declare certain offices of profit not to disqualify their holders for being chosen as, or for being, members of Parliament.

[31st October, 1951]

Be it enacted by Parliament as follows:—

1. Short title and commencement.—(1) This Act may be called the Parliament Prevention of Disqualification Act, 1951.

(2) It shall be deemed to have come into force on the 26th day of January, 1950.

2. Prevention of disqualification for membership of Parliament in certain cases.—It is hereby declared that the following offices of profit under Government shall not disqualify, and shall be deemed never to have disqualified, the holders thereof for being chosen as, or for being, members of Parliament:—

(a) the offices of Chairman and members of the Fiscal Commission which was appointed by the Government of India in the month of April, 1949 and which ceased to function in the month of June, 1950;

(b) the offices of Chairman and member of the Film Inquiry Committee appointed by the Government of India in the month of August, 1949;

(c) the office of Chairman of the Working Party for the Coal Industry appointed by the Government of India in the month of March, 1950;

(d) the offices of members of the Railway Local Advisory Committees appointed by the Government of India for the year ending on the 31st day of March, 1950 or for the year ending on the 31st day of March, 1951 or for the year ending on the 31st day of March, 1952;

(e) the office of Chairman or member of any other Committee appointed by the Government of India or the Government of any State, held for any period not extending beyond the 31st day of March, 1952;

(f) the office of the Assistant Government Pleader held under the Government of Assam for any period not extending beyond the 8th day of November, 1950;

(g) the office of member of the Enquiry Commission appointed by the Government of Assam or by the Government of West Bengal in pursuance of the Agreement made between India and Pakistan on the 8th April, 1950, for any period not extending beyond the 31st day of December, 1950; and

(h) the office of member of the Bombay Revenue Tribunal for any period not extending beyond the 1st day of April, 1951.

K. V. K. SUNDARAM,
Secy. to the Govt. of India